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2 UNITED STATES DISTRICT COURT
3 WESTERN DISTRICT OF WASHINGTON
4 AT TACOMA

5 CURLIN PENNICK III,

6 Plaintiff,

7 v.

8 BARRY DEHAVEN,

9 Defendant.

CASE NO. C18-5434 BHS-DWC

ORDER ADOPTING REPORT
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation ("R&R")
11 of the Honorable David W. Christel, United States Magistrate Judge. Dkt. 32. The Court
12 having considered the R&R and the remaining record, and no objections having been
13 filed, does hereby find and order as follows:

- 14 (1) The R&R is **ADOPTED**;
- 15 (2) Plaintiff's Motion for Preliminary Injunction, Dkt. 17, is **DENIED**; and
16 Defendant's Motion for Summary Judgment, Dkt. 12, is **DENIED as moot**.
- 17 (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for
18 Defendants, and to the Hon. David W. Christel.

19 Dated this 14th day of November, 2018.

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22 BENJAMIN H. SETTLE
United States District Judge